

Petition No 628 dated 9-8-94.

Camp No 137
1183 dated 10-10-94.

and 2962 dated 15-2-96.

Petitioners:—

Kinge Gowda, Son of Gange Gowda
and others of
Inagadihalli
Alur Sub Taluk
Hassan District.

Subject:—

Complaint against Mr.
Marininge Gowda of encroachment
upon Govt. Gomal land Surt
No 19 of Inagadihalli, Alur Sub.

Facts of the case.

On 23.9.76 Kinge Gowda, Son
of Basave Gowda submitted to the
Manjarabad Taluk authorities a
Dakhast for a piece of dry land
lying in the west of the Inagadihalli
and having the following limits:—

East — Baraturu Channe Gowda's
Putta lands.

West — Sange Gowda's Putta lands.

South — Tudave Sedle tree.

North — Patel Channe Gowda's
Putta lands.

After

vide Pherist No 22 of the Ver: Records.

After due inquiry the applicant
was put^x in possession of the
land applied for, measuring
1 kolaga and 5 padis and
assessed at 6 as 1 pie, being
the neighbouring rate.

x vide Pherist No^s 23 and

On 4.9.87 Patel Channe
Gowda and Madu Gange Gowda
submitted a petition^x to the
Hassan Taluk authorities urging
as follows:—

x vide Pherist No^s 64 ①.

The Survey authorities have
classed the land on which our
houses and back yards are
situated as Govt: Kharab without
knowledge. That we had
encroached upon this land
as mentioned in the Takarar
Takhtas for Swabhann, Tarana
and Parthiva years. A fine
of 4 as each was imposed
on us during the first two
years, while, on a representation
made to the Jamabandi officer,
no fine was imposed during
the third year. The fact was
again mentioned in the
Takarar Takhta for the Vyaya
year, when a fine of Rs 6/-
on Gange Gowda and of Rs 4/-
on Channe Gowda was imposed.
This land is part and parcel
of

P. F. 6897

G. R. S. IX-5]

Previous references.

1894-95

191

(L. R.)

Later references.

File No.

865794

Serial Nos.

1-7

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

1-7

Major ~~Part B~~ for July 1897

SUBJECT.

Complaint of Mangewoda and others re.
the encroachment of Govt. forest land
by Mangewoda of Nagadwala. Also Subd.
)

[Signature]

Advised
to

of the village site. We have a long-standing right to it. There is an old ditch surrounding the former village site. We know that, on an inspection of the site, the land may be recovered and given to us.

X vide Hukhium c 1st 138 on Phariot c 1st 64 (1).

on 5.9.87 the amildar thereupon directed the Pechdar of Pannathapuram to inspect the land and submit a report in detail together with a sketch.

X vide Phariot No 34 (2).

on 1.1.88 a Manager was drawn up by the villagers to the effect that, prior to the Survey Settlement, the land under reference was part and parcel of the village site, that they had a long-standing right to it, that the several trees now standing on the land were planted and reared up by them and that they did not know why the land was cleared as General S. No. 19. (Bannalanda Bannalanda's younger brother Murimang Gonda and Kulavati Gonda refused to sign this ha-
-hazat).

On 7.1.88 the Pechdar in submitting the Manager together with a sketch and diagram of the village site and a report of the

X vide Phariot c 1st 64 (3).

the Santhogues endorsing the statements
made in the Surveys reports & vide Pherist No 64 (3).
that the land under reference is
three ~~100~~ ¹⁰⁰ acres in extent out of
Gomal land S. No. 12, and confirms
the statements made by the villagers
and the Santhogues.

On 24.1.88 the amildar
of Hassan Sahib in submitting & vide Pherist No 64 (4).
the correspondence connected with
the case to the Dy Commr. confirms
the opinions of the Santhogues and
the Dickdar and observes that
it was wrong to have included
the land as Gomal at the time
of the Survey, viz. that it
is understood that the fruit
trees in the back yards under
reference were planted and
reared up by the villagers and
that in the village there were 100-8
of Gomal land, 128 cattle and
74 persons, and suggests that
the Survey authorities may be
moved to include the whole of
the back-yard portion in the
village site.

In July '88 the Dy Commr.
forwarded the whole correspondence
to the Survey Secy, who after
^{& Westbury} knowing from the Dy Commr.
that these back-yards containing
fruit trees were not assessed,
that

X vide Surveyor Smith's NT 144 on Pheriot
NT 64 (10).

X vide No 191 on Pheriot NT 64 (10).

X vide Pheriot NT 64 (11).

X vide Pheriot NT 5.

X vide Pheriot NT 63 (1) + (2).

that they have no large numbers
and that they had been in
their enjoyment for a long
time, replied that there was no
objection to their enjoying these
back-yards as usual, that
it would be sufficient if
this were noted in the Minutes
and that there was no necessity
to have these lands, already
classified as Kharch, included
in a village site; whereupon
the Dy Commr. pointed out
that some of these back-yards
exceeded a quarter and that
he remembered an order
directing that back-yards
measuring more than a quarter
were liable to be assessed. In
reply the Surveyor Smith on 21.5.89
stated that he was of opinion
that no assessment need be
fixed on the back yards which
were being enjoyed free of
assessment and that he could
not say how the matter may
be treated subsequently.

One effect was given to this
order.

In the Patidar Sanhita for
1887-88 it was mentioned, among
other

other things, that in the Enigadimelle
 of Ponnathipura Sammath, Hassan
 Taluk, Marimangalonda had
 unauthorisedly encroached upon
 ① 10 guntas of land out of Survey
 No 19 adjoining his back-yard
 by enclosing it with a fence
 and planting coffee on it,
 notwithstanding that he was
 fined Rs 1-12-0 during the
 previous year for doing the
 same;
 ② 3 acres of land out of Survey
 No 19 at the head of his holding
 S. No 38 by enclosing it with
 a fence and using it as a
 grazing ground notwithstanding
 that he was fined Rs 1-12-0
 during the previous year for
 doing the same;
 ③ one ganta of land out of
 S. No 19 and 3 guntas out of
 the village site;
 ④ 16 yards of land out of Tank
 No 16 by enclosing it with a fence
 and 33 yards of land out of Tank
 No 2 by enclosing it with a fence
 and using it as a grazing ground
 and ⑤ $\frac{1}{2}$ - $\frac{1}{2}$ of land out of the
 village back-yard sites by planting
 coffee on it and that he had
 leased out that year's crop for
 Rs 41.

Thereupon

These orders were passed
in April 1888 before the
Correspondence with the
Survey Dept.

Thereupon the General Land Office
passed the following orders
respectively:—

① The fine of \$25 recommended
by the Smelter is confirmed.
The fence should be removed;

② As it is understood that the
fence is removed the fine is
excused;

③ The fine of \$40 recommended
by the Smelter is confirmed.
The fence should be removed;

④ As it is understood that the
fence is removed the fine is
excused;

and ⑤ to statement of the
parties is forthcoming. A
separate report must be
submitted with the statement
duly taken

Due effect was given to the
orders ① and ③. To give effect to
order ③ summonses were issued
on 27. 4. 88 to the parties concerned
and on 14. 5. 88 depositions were
taken before the Smelter, who
duly submitted them to the
Department. The tenor of the
depositions was that Mariano
Gonzalez had taken at nearly
2 acres of land including the
holdings of his brother, each

of

X vide Phetist No 7.

X vide Phetist No 12.

X vide Phetist No 14.

x vide Pherist No 1.

9

In the Zakarar Takhta for 1892-93 it was stated that Mariminge Gowda had encroached upon 5-^a/₂ of land out of Gomal S. No. 19 by planting ^a/₂ 1-^a/₂ with coffee adjacent to his holding No 37, and by adding 3-^a/₂ 28 to his holding No 38 and that the land encroached upon was, on measurement, found to be within the limits of the land applied for and granted to Mariminge Gowda in 1876-77; thereupon the Jamabandi officer ordered that the assessment for the previous years should be recovered and that steps should be taken for assessing the land.

6 Pherist No 18 & 19.

On 21. 11. 93 Patel Channe Gowda and Mariminge Gowda, son of Basave Gowda stated before the amildar that the land said to be encroached upon was part and parcel of their back-yards and holdings in the village Site, that they had not encroached upon Govt. lands and prayed that the land under reference may be assessed and given to them.

x vide Pherist No 20.

In the Zakarar Takhta for

1893-94

1893-94 (Vijaya) mention was made of a similar encroachment by Mariminge Gowda bin Basave Gowda. (There is no Jamabandi officer's order on the Sakhta).

On 9.8.94 Ninge Gowda and others of Nagadihalalli submitted a petition to Govt: X vide Petⁿ No 628 dated 9-8-94 complaining that Mariminge Gowda had unauthorizedly encroached upon Govt: land. This petⁿ was forwarded to the Dy Commr: Hassan Dt. X vide O.M. No $\frac{\text{Pet}}{374}$ dated $\frac{4}{8}$ -9-94

On 10.10.94 Ninge Gowda and others of Nagadihalalli submitted a reminder petⁿ X vide C. No 137 dated 10.10.94 1183 to Govt praying that either the land encroached upon by Mariminge Gowda should be resumed by Govt: or that each of them should be given, free of assessment, land equal in extent to that encroached upon by him. This was forwarded for a brief report to the Dy Commr: X vide O.M. No $\frac{\text{Pet}}{754}$ dated $\frac{9}{23}$ -11.

who on 6.12.94 called for a report in detail from the Dy Amildar of Alur Sub Dk. X vide Pherist No 31.

The Dy Amildar, after ascertaining vide Pherist No 30. from the Sanbhogum, stated, in reply on 15.1.95, that Mariminge Gowda

of whom possessed 10 guntas, that there were 1200 coffee plants on the same, that his ancestors enjoyed the possession of the land by planting fruit trees on it, that the brothers were in separate enjoyment of the land till the previous year, that it was leased out to Mariminge Gowda for three years, that he had not encroached upon Govt. land and that if the land said to be encroached upon could not be granted free, it may be assessed and given after making due allowance for the back-year portion.

In the Sakar Sakhta X vide Phisist No 65.
for 1888-89 (Sarvadhari) it was mentioned among others that Mariminge Gowda had encroached upon 4 guntas of land out of Survey No 19 adjacent to his holding S. No 87 by unauthorizedly enclosing it with a hedge; thereupon the Jamabandi officer ordered that a fine of Rs 400 should be recovered from him and that he should be dispossessed of the land. This order was duly conveyed to him by a notice.

The Jamabandi officer was Mr B. G. Krishna Rao himself & the order is dated 25/1/89

X vide Phisist No 9.

In

Gonda and Channebonda had each unauthorizably encroached upon about 5 acres of land out of Gonal No. 19 by enclosing it with a fence and using it as a grazing ground, that this fact was mentioned in the Sakhar Sakhta for the previous year, that no final orders were passed thereon, that they were enclosing the land that year, and that the fact was mentioned in the Sakhar Sakhta for that year also; whereupon the Dy Commr. called for a report as to the final result.

On 13.7.98 Kunge Gonda Son of Gange Gonda and another of Mergati halli presented a petition on the same subject to the Dy Commr. praying that if the land under reference is to be given out for cultivation, it may be put to auction. This was forwarded for early disposal to the Dy. Amildar, who on 10.9.98 stated the facts of the case and reported that he would obtain final orders on the subject at the time

X vide Pharisat No 35

X vide Pharisat No 37

time of the Jamabandi for that year.

In the Dekhwan Sakhat for 1895-96 (Inter-mediate) the Jamabandi officer, passed the following order in the case of Mariminge Gonda:—

It is quite wrong that the order passed by the Jamabandi officer during the said year has not been given effect to till now. Even now that order should be given effect to.

On 1.1.96 the Dy. Shikdar submitted a copy of the Dekhwan Sakhat for 1895-96 to the Dy. Commissioner on 2.3.96, passed the following order:—

1-33 in the case of Chhume Gonda and 1-32 in the case of Mariminge Gonda being part of the Hittal to be continued to them on payment of assessment from the year of the settlement and an upset price of Rs 10/- per acre.

The rest of the Gomal land 4-31 and 3-38 respectively to be resumed recovering from them a fine equivalent to double the highest rate of land assessment. Both these cases being similar, deserve to be similarly treated. Address Govt. with a formal statement.

The Shikdar was directed to give effect to this order and notices were issued to the parties concerned.

Concerned.

X vide Sherist No 56.

X vide Sherist No 40.

X vide Pet No 2762 dated 15.2.96.

13

Concerned. The Sudder, in reply
states that the notices were
served on the parties, that Maringyonda had made a statement on the notice refusing to relinquish the land encroached upon and asking for three months time to pay the amount due.

On 5.2.96 Maringyonda Son of Braueyonda submitted a petition to the Dy Commr protesting against the Jambandi officer's order in the Tahsiler Dakhita for 1895-96 and praying that the said order might be suspended until final orders are passed on their petⁿ to Court.

On 15.2.96 Maringyonda Son of Georgeyonda presented a reminder petition to Court on the same subject protesting against the Jambandi officer's order in the Tahsiler Dakhita for 1895-96 and praying that the land encroached upon may be sold by public auction, or that it may be allowed as Gornal as heretofore or that it may be granted to Maringyonda after recovering from him its past year's assessment together with the upset price.

as was ordered in the case of
Channe Gowda.

On 21.8.96 Patel Mar-
-ninge Gowda presented a
petition ^{to the Sub-Divisional Officer} stating that he was
prepared to pay the fine if
the whole of the land said
to be encroached upon were
accessed and confirmed to
him. x vide Pharisat No 57.

On 5.12.96 the Dy. Amildar
in submitting this petition to the Dy. Commr. states that the money
due to Govt. must be recovered
before anything else could
be done in the matter and
wanted to know what steps
had to be taken to recover the
said amount, whereupon
he was directed to take steps
similar to those for recovery
of land assessment due to
Govt. and to resume the
land in accordance with
the Land Revenue Code. x vide Pharisat No 58.

On 2.2.97 the Dy. Amildar
thereupon expressed a ^{trifled} difficulty in recovering the
amount and resuming the
land and sought for Dy. Commr's
orders. x vide Pharisat No 59.

On 4.3.97 the Dy. Commr.
in submitting the necessary records x vide Letter No $\frac{802}{5}$ of 1896-97.

18
records states the facts of the
case and observes:—

Upon reading the records
now found that this land
formed part of Harringe
Gowda's Hidarali prior to
Survey Settlement and it
was only treated as Gomal
at that Settlement. Nevertheless
Harringe Gowda has
continued to enjoy the
same. I therefore submit
that the order of the late
Mr. Krishna Rao directing the resumption
to Govt of 5th 28 is far from
being fair.

If the Govt. agrees with
me in this respect I shall
submit the usual Gomal
statement for full 5th 28.

C.R.
1/8/97.

As it was found that some
records were missing in the file,
the Dy Commr was requested
to send up the same & they
have been received (7/6/97)
Survey Settlement seems to have
been introduced about the year
1866-67. It is not clear from the records
whether the same was introduced by the
Govt or by the Commr.

17
If land (especially Gornal) are to be
confirmed on the basis of past
enjoyment founded on wrongful
possession, the ryots will not be
slow to take the hint

The practice of relinquishing
lands at the time of the Survey
Settlement for fear of the
^{assessment}
~~assessment~~ being enhanced
& claiming the same after
the Survey Settlement seems
rather ^{too} frequent to serve as
an argument in this case

— The Survey Dept's object in
including the ryots' back yards; in
S No 19 (Gornal) & his refusal
to make a deduction on this account
are not very clear.

The existing law on the subject of
Hillabur is comprised in Secⁿ 137
of the Rev. Code & Co in 5244 824/10/74
Rev 118
(Page 183, Rev Manual)

Subd to 2nd Council

Rob. 30 Pm.
6-7-97.

M 6/7/97

I think the present
Dy Commis news is
correct. It is admitted
on all hands that

the land included
in the Kharab Survey
2079 was a part of
the village site and
a portion of it was
in the enjoyment
of Marhungejwada.
This was ascertained
immediately
after the survey ^{with the}

the J. M. D. P. S. S. S.
who have authorized
their enjoyment &
denied the entry

of a remnant to that
effect in the Kharab
Marhungejwada has
since planted a
barbaric pit with
coffee and opium
leaves up the whole

(5200 acres) in his
enjoyment for an
upset price - Rs 20

Com. Mr. K. S. S. S.
recommends it and
asks for permission
to submit a formal

statement.

Handwritten: above ^{intention} ~~statement~~ Sanction
may be accorded to
the proposal.

14.7.97

Draft proceeding

Pro. D. S. S. S. 16/7/97

15/7/97

16
(one on steadily encroaching on
Sno 19. Since that year

In January 1888, the Sheldan
reported that 3 acres odd of out of
Sno 19 (Gomal) were occupied as
hathals + back-yard by some of
the ryots. of whom C-pet: Mann-
nang Gonda was only one.

Mannang Gonda was fined for
encroaching on Sno 19 in the
years 1887-88, 1888-89 + 1892-93
(so far as the record goes) & the fact
seems to be that the ^{order} eviction in these

Cases was never carried out so
that 1894-95, the extent encroached
upon measured 5 acres + 20 guntas.

The late Mr. Krishna-murthy stated
that 1 acre + 32 guntas actually
planted with coffee sh^d be left to
Mannang Gonda + that the
rest (viz 3 acres + 28 guntas) sh^d be
resumed. The present Dy Comm^r

recommended that, as the portion
encroached upon formed part of Mannang Gonda's
hidvat prior to Sunday letting, the whole may be confirmed to him.

It was to be now whether an alternative
statement may be submitted.

The sketch - 64 shows that Sno 19
surrounds the village site ^{on the side} & can be
easily encroached upon.

19 (1)

1894

No. 628

Name of Petitioner. Vinje Gonda

Village. Vinje Gonda

Taluk. H. P. M.

District. B. P.

Date of Application. 7-3-94

Date of Receipt. 23-3-94

Date of Disposal.

No. of Enclosures. Nil

ABSTRACT.

Complains that one Gonda has encroached upon his lands by building the house at that he does not care for the law at all & does as he pleases; that he has represented everything to the Taluk & District, but nothing has been held in the matter & says that he is very displeased with the manner in which the case is being handled & wishes to insist the Government should take which may be restored to Gonda & offenders may be punished for cheat.

1648 8/5

21 5822
Pet 536
(5)

L.R. 86-94-3

1897

From

The Dy Commissioner
Hassan District

To

The Chief Secretary to the Government
Dewan of Mysore.
General & Rev. Secy.

Ukhin March

873 97

no 12/97

Rep put up

AK
9/3

send with reference to the chief
secretary's order on the abstract
in paper camp no 187 of 10.10.94
1183

70/97

Recd to be made only
M 16/3/97

13/97

Dated 4th March 1897

Despatched 5th

Received

Enclosures No. 1 + 1 file of V.P.

General No. 802 of 1896-97
No. S.

In reply to no Pet 29 of 1897
754

SUBJECT.

Submitting report
on petition from King
Gowda Son of Saame
Gowda of Magadihalli
Hassan Sub Saluk bringing
to notice that one near
King
Gowda has without
permission of Government
taken up a portion of
Gomal Sur no 19 of the
Magadihalli village.

References (to be entered only in the
Dewan's Office.)

Dated, Hassan 4th March 1897

22
No 802

5.
From

B. G. Krishna Ayyengar Enquire
offg Deputy Commissioner
Hassan District

To.

The Secretary to the
Government of Mysore,
General and Revenue Department
Bangalore.

Sir,

With reference to official memo no
dated 9th November 1894, forwarding for
Petition no $\frac{137}{1183}$ dated 10th October 1894,
Kinge Gowda son of Sauné Gowda an
another of Magadihalli, Aher Su
Laluk, bringing to notice that one
Kinge Gowda has without permission
Government, taken up a portion of
Survey no 19 of the Magadihalli vi
I have the honor to state the facts
case as follows:—

2. During the gamabandi of the
Nandana (1892-93) it was brought
that Mari Kinge Gowda had encroached
upon $5 \frac{a}{20}$ of land out of Gomal
no 19. He had planted $9 \frac{a}{32}$ with coffee
 $3 \frac{a}{28}$ were added to his hittal no 3
was under his occupation. The gamabandi
officer Mr Panchanatha Row, ordered
assessment for the previous year shown

Per
374

7-9-94

MYSORE DEWAN'S OFFICE, (2)

PÉTITION DÉPARTEMENT.

20

OFFICIAL MEMORANDUM.

L R. 86-44-2

The accompanying Petition No. *620*

dated 7th Aug. 94 received at the
Dewan's Office from *Amir Gumbaz and Co.*

April 21st. Parker School,

Principles of the Law of the Sea

Boyle has increased upon Govt.

And, and praying for the migration

is forwarded, ~~together with its~~

enclosures, to the Deputy Commissioner

Marion District

By Order,

by Order,
 J. Edgar Hoover

BANGALORE.

189 ✓

$$\frac{14}{8}$$

be collected, and that steps should be taken for assessing the land.

3. On receipt of the petition under reference a report was called for from the Deputy Amildar of Alur, who having reported in his No 302 dated 15th January 1895 that the matter, which was brought to the notice of the jamabandi officers in Nandana had not been settled and that it was accordingly again included in the Lakhae Shakttha for 1894-95. Mr. Krishnaswami Aiyengar thereupon ordered the Deputy Amildar to report the result. -

4. The jamabandi officers' order on Lakhae Shakttha for 1894-95 to the effect that the jamabandi officers' order ~~was~~ passed in Nandana should be carried out was reported by the Deputy Amildar and thereupon the late Mr. Krishnaswami Aiyengar ordered that ^{a-9} 1-32 planted with coffee should be left in the enjoyment of Mari Kingigowda on payment of assessment from the year of settlement with an upset price of Rs 10 per acre. The rest of the Gomal land viz: ^{a-9} 3-28 was directed to be resumed to Government recovering from Mari Kingigowda a fine equivalent to double the highest rate of dry assessment. -

5. The Deputy Amildar has since reported that Mari Kingigowda is prepared to pay the fine and upset price of the whole

25

(6)

L.R. 86-94-5

189

From

The Chief Secretary to the Govt.
Dewan of Mysore.

To The Deputy Commr.
Mysore.

Dated — 2nd April 1917

Despatched 5th

Received

Enclosures No. V. file

General No. 8669
P. No. 1474

✓

In returning is
here with for reference,
the menacular file
received with his letter
No. 802 dated the 4th
ultimo. has the honor
to state that the file is incomplete
& request that he will
be so good as to forward
the same at an early
date, together with the
papers as per enclosed
memo. marginal note

By order

M

For Secy

draft

M

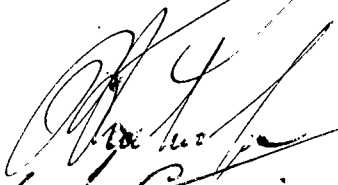
24

whole of the Saceres are confirmed to him.
Upon reading the records now I find that
this land formed part of Marikinge Gowda
Hidwadi prior to survey settlement and
it was only treated as Gomal at that set-
tlement. ^(Hidwadi Hidwadi) Therefore Marikinge Gowda has
continued to enjoy the same. I therefore
submit that the order of the late Mr.
Krishnaswami Aiyengar directing the
resumption to Government of a⁹ 3-23 is far
from being fair.

6. If the Government agrees with me
in this respect I shall submit the usual
Gomal statement for a⁹ 5-20.

7. The petition received with the memo under
reference is herewith resumed. The vernacular
fishers connected with the case ending with
Chief Deputy Amildar, report no. 270
dated 2nd February 1897 are herewith sub-
mitted for useful reference and obliging
return.

I have the honor to be
Sir,
your most obedient servant


Offg Deputy Commissioner
Hassan District.


REVENUE DEPARTMENT
GL. No. 8256
No. 1747
- 7 JUN. 97
DEWAN'S OFFICE.

Peterson
7-6-97

✓

Don't /C.
AK

Ref. put up
on
9/6.

Open file to be
revised final
1/1/10
1/1/10

Open file is small
A/C
14/3/97 -

Primo
Vol
1916

connected with the ^{main} body of seeds

A process to be made early

16/6/97

[Handwritten note:] Please call L
has full credit
on hand but
will
all
in b.

C-2 Rem. with
for Paving
10/5/88

Pres. put up in 1927

Entered with Pres.

217697

100

From

The Laundry Store,
Hagan District.

To

The Secretary to the
Government of Mysore
General and Land Department
Bangalore.

Dated /

Despatched

Received

General No.

No.

Enclosure No. 4/5/1200

Secretary's Docket No
8669 Dated 28 April 1967
1474
Kerning Kern and Kern

File for submission
with complete records.

It is called for in the above, has the honor to submit, for reference, the Vernacular Record, received with other Deputy Commissioner's reports $\frac{507}{494}$ dated 23rd May 1897

20. May 1917
 K. K.
 H. O. Lammgraben
 Wabau 118

L.R. 86-94-6.

(1) 27 2 Drafts

Proceedings of the Court of
Munsif

Read

Petitions Nos ¹¹⁸³ 137 and 2962
dated 10-10-94 and 15-2-96 res-
pectively, from Mingi gauda
and another of Magadhalli
in the Alur Sub Taluk, com-
plaining against one
Marimangi gauda of the
same village of having
encroached upon Court
Gomal land S. No 19 of
Magadhalli in the Alur
Sub Taluk.

2. Correspondence ending
with docket No 1148 dated
4th June 1897, from the
Deputy Commissioner, Hassan Dist.,
reporting with reference to
the above, that, during the
jamabandi of the year 1892-93
it was brought to notice
that Marimangi gauda had
encroached upon 5 ares
and 20 guntas out of Gomal
S. No 19; that out of ^{this} 20 guntas
he had planted 1 acre and 32
guntas

but nevertheless continued to be in the enjoyment of the said Maringe Gunda, and recommending the grant of the whole of Saes Ladd to the said Maringe Gunda as prayed for by him and soliciting orders ~~and~~ whether ~~the~~ usual formal alienation statement for the said 5 acres & 20 guntas may be submitted to Govt.

3. The Record of the case

Order hereon no 903-48 P. 46-97 21/7/97

Encl V. Memo

Govt think that the present Deputy Commissioner's view is correct. It is admitted on all hands that the land included in Kharab Survey No. 19 was a part of the village site and a portion of it was in the enjoyment of Maringe Gunda. ^{Restoration of this land.} ~~that~~ was agitated for immediately after the Survey Settlement and the Survey Superintendent seen

Seems to have authorised
 their enjoyment and directed
 the entry of a lease to that
 effect in the Khelwar.
 Charni Singh Janda has
 since planted a portion of it
 with coffee and agrees to
 take up the whole (5 acres
 and 20 guntas) in his
 enjoyment for an upsch
 price. The Dy. Commr. Mr.
 Krishna Dey has recommended
 it and asks for permission
 to submit a formal alienation
 statement apparently for
 coffee cultivation. The above
 proposed is accordingly
 sanctioned.


 Secretary.

To
 1. The Deputy Commissioner
 Hassanah with
 records.

2. The Supdt. of Rev. Survey
 Mysore for information

+ 28.000.92

21-7-97 

guntas with coffee and 3 acres 28 guntas were added to his stillal no. 38 which was under his occupation; that the late Deputy Commissioner Krishnaswami Sanyal ordered, on the joint recommendation of the Joint Settlement Officer's report of 94-95, that the land 1 acre 32 guntas planted with coffee should be kept in the enjoyment of the said Marichegi gonda on payment of a $\frac{1}{2}$ per cent of Survey Settlement value at an upset price of Rs 40/- per acre, and that the rest of the Goral land ¹² ~~directly~~ be resumed to Govt. recovering from him as fine $\frac{1}{2}$ per cent as an equivalent to double the highest rate of dry assessment; that the said Marichegi gonda is prepared to pay the fine and upset price of the whole of the 5 acres and odd ~~is~~ ^{is} ~~been~~ ^{is} ~~finned~~ ^{finned} to him; that the said land formed part of the said Marichegi gonda's Hidarali prior to Survey Settlement and was only treated as goral ~~at the~~ ^{at the} Settlement

1153-2962 (8) 21-7-97

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 19 నామ రేవులు
 నామ రేవులు
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24 June 7 -
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By area

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Mr. Leary

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